

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

GERALD BYRD et al.,

Plaintiffs,

v.

ALLSTATE VEHICLE & PROPERTY INS.
CO.,

Defendant.

CIVIL ACTION

NO. 24-4460

ORDER

AND NOW, this 4th day of March 2025, upon consideration of Plaintiffs' First Amended Complaint (ECF No. 6), Allstate Vehicle & Property Insurance Co.'s Partial Motion to Dismiss (ECF No. 8), and Plaintiffs' Response (ECF No. 9), it is hereby **ORDERED** that Allstate's Motion is **GRANTED**. Count II against Allstate is **DISMISSED without prejudice**.

Plaintiffs may file a Second Amended Complaint on or before **Thursday, March 20, 2025**.

BY THE COURT:

/s/ Gerald J. Pappert
Gerald J. Pappert, J.